

Express Mail Label No.: EV224714608US
Date of Deposit: June 25, 2003

Attorney Docket No. 22097-008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



APPLICANTS: Ion Leon Batachia *et al.*

ASSIGNEE: VOXAGE, LTD.

Examiner: Cristina O. Sherr

SERIAL NUMBER: 09/539,651

Art Unit: 3621

Confirmation No. 8549

FILING DATE: March 30, 2000

FOR: NEGOTIATION USING INTELLIGENT AGENTS

June 25, 2003
New York, New York

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the above-referenced patent application are the following documents:

- ☒ Completed Form PTOL-85B [1 pg.];
- ☒ Change of Correspondence Address [1 pg.];
- ☒ Submission of Formal Drawings [1 pg.];
- ☒ Formal Drawings, Figs. 1-11 [9 pgs.];
- ☒ Revocation By Assignee and New Power of Attorney [2 pgs.];
- ☒ Amendment Under 37 C.F.R. 1.312 [3 pgs.];
- ☒ Statement Claiming Small Entity Status [2 pgs.];
- ☒ Check (# 1489) in the amount of \$680.00 (\$650.00 for Issue Fee and \$30.00 for 10 advance copies of patent); and
- ☒ a Return postcard.

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Applicant believes that no additional fees are due in connection with this submission. However, the Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 22097-008. A duplicate copy of this Transmittal Letter is enclosed.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (212) 692-6803, New York, New York.

Respectfully submitted,

Brian P. Hopkins, Reg. No. 42,669

Attorney for Applicants

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY
AND POPEO, P.C.

Dated: June 25, 2003



35437

PATENT & TRADEMARK OFFICE

NYC 264461v1



Express Mail Label No.: EV334316055US
Date of Deposit: September 11, 2003

Attorney Docket No. 22097-008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Ion Leon Batachia, *et al.*
ASSIGNEE: VOXAGE, LTD.
SERIAL 09/539,651 **EXAMINER:** Cristina O. Sherr
NUMBER: Confirmation No. 8549
FILING DATE: March 30, 2000 **ART UNIT:** 3621
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September 11, 2003
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Alexandria, VA 22313-1450

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**PETITION UNDER 37 C.F.R. § 1.181 TO WITHDRAW HOLDING OF
ABANDONMENT**

1. This paper is in reply to the Notice of Abandonment, mailed August 11, 2003, indicating that the present application is abandoned in view of Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
2. Applicants contend that the application is not in fact abandoned; Contrary to the assertion in the Notice of Abandonment mailed August 11, 2003, Applicants timely filed new formal drawings as required by the Notice of Allowability on June 25, 2003. Evidence that the new formal drawings were timely filed includes the following enclosed documents filed with the USPTO on June 25, 2003.
 - a) a copy of the Transmittal Letter filed on June 25, 2003 (Tab A);
 - b) a copy of the PTOL-85, Part-B – Fee(s) Transmittal (Tab B);

- c) a copy of the Change of Correspondence Address (Tab C);
- d) **a copy of the Submission of Formal Drawings (Tab D);**
- e) **a copy of the Formal Drawings (front & back), Figs. 1-11 (Tab E);**
- f) **a copy of the Return Postcard – Date Stamped by PTO (Tab F);**
- g) a copy of the Express Mail Label: EV224714608US (Tab G);
- h) a copy of the Revocation By Assignee and New Power of Attorney (Tab H);
- i) a copy of the Amendment Under 37 C.F.R. 1.312 filed on June 25, 2003 (Tab I);
- j) a copy of the Statement Claiming Small Entity Status (Tab J);
- k) a copy of Check #1489 in the amount of \$680.00 (\$650.00 for Issue Fee and \$30.00 for 10 advance copies of patent) (Tab K); and
- l) a copy of the August 11, 2003 Notice of Abandonment stating that Applicants failed to timely filed new formal drawings as required by the Notice of Allowability (Tab L).

4. Accordingly, since the above evidence demonstrates that the formal drawings for the subject application were timely filed, Applicants respectfully submit that the August 11, 2003 Notice of Abandonment was sent in error, and request that the abandonment be withdrawn, and that the subject application issue into a patent.

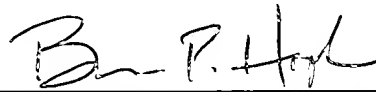
5. No fee for this request is believed to be due. Should any additional fee be due, the Commissioner is hereby authorized to charge same, or credit any overpayment, to Deposit Account No. **50-0311** (Reference No. 22097-008), Customer No. **35437**. A duplicate copy of this request is enclosed.

U.S. Serial No.: 09/539,651

Applicant(s): Ion Leon Batachia *et al.*

6. Applicants request that acknowledgement be made of the active status of this application. The Examiner is invited to contact the undersigned with any questions directly at telephone number (212) 692-6803.

Respectfully submitted,



Brian P. Hopkins, Reg. No. 42,669

Attorney for Applicants

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NYC 270195v1

Serial No. 09/539657 File No. 22097-008 By: B.P. Hopkins
 Title: NEGOTIATION USING INTELLIGENT AGENTS
 Application of: ION LEON B. PACHIA ET AL Date: 3/30/00
 The U.S. PTO Mail Room acknowledges receipt of the following on the date stamped hereon:

TRADEMARK OFFICE
JUN 25 2003

<input type="checkbox"/> Req. for CPA under 37 CFR 1.53(d)	<input type="checkbox"/> Provisional Application Cover Sheet
<input type="checkbox"/> Change of Attorney's Address	<input type="checkbox"/> Inf. Discl. Statement, PTO Form 1449
<input type="checkbox"/> New Power of Attorney	<input type="checkbox"/> References Cited
<input type="checkbox"/> Patent Application	<input type="checkbox"/> Copy of Notice to File Missing Parts
<input type="checkbox"/> Non-provisional <input type="checkbox"/> Provisional	<input type="checkbox"/> Amendment/Response Under 37 CFR 1.312
Incl. _____ pages, (_____ pgs) Specification,	<input type="checkbox"/> Petition for Ext. of Time (x2)
(_____ pgs) Abstract, (_____ pgs) Claims (_____ # claims)	<input checked="" type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Design Patent Application	<input checked="" type="checkbox"/> Letter to Official Draftsperson
<input type="checkbox"/> Declaration(s)	<input type="checkbox"/> Notice of Appeal
<input checked="" type="checkbox"/> Drawings <u>9</u> sheet(s) (FIGS. <u>1</u> - <u>11</u>)	<input type="checkbox"/> Brief (x3)
<input checked="" type="checkbox"/> Formal <input type="checkbox"/> Informal	<input checked="" type="checkbox"/> Check for \$ <u>680.00</u> Check # <u>1489</u>
<input checked="" type="checkbox"/> Verified Statement claiming small entity status	<input checked="" type="checkbox"/> Transmittal Letter (x2)
<input type="checkbox"/> Assignment and Cover Sheet	<input type="checkbox"/> Cert. of Mailing under 37 CFR 1.8(a)
<input checked="" type="checkbox"/> Other	<input checked="" type="checkbox"/> Express Mail Label No. _____

CHANGE OF Correspondence Address (1 pg.)
Revocation BY Assignee AND New Power
OF ATTORNEY < 2 pgs >
 DATE MAILED 06-25-03

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AUG 13 2003

Mintz Levin - NYC

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SEP 29 2003

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PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Box ISSUE FEE
Commissioner for Patents
Washington, D.C. 20231
Fax (703)746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

26646 7590 03/26/2003
KENYON & KENYON
ONE BROADWAY-
NEW YORK, NY 10004-
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY AND POPEO, P.C.
Chrysler Center
666 Third Avenue, 24th Fl.
New York, New York 10017

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission Express Mail

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above, or being facsimile transmitted to the USPTO, on the date indicated below.

Taricha Edis	(Depositor's name)
<i>Taricha Edis</i>	(Signature)
25 JUNE 2003	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/539,651	03/30/2000	Ion Leon Batachia	11537/5	8549

TITLE OF INVENTION: NEGOTIATION USING INTELLIGENT AGENTS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1300	\$0	\$1300	06/26/2003

EXAMINER	ART UNIT	CLASS-SUBCLASS
SHERR, CRISTINA O	3621	705-080000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☒ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Mintz Levin Cohn Ferris
Glovsky and Popeo, P.C.

2 _____
3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

VOXAGE, LTD.

Cayman Islands, British West Indies

Please check the appropriate assignee category or categories (will not be printed on the patent)

☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

4b. Payment of Fee(s):

☒ Issue Fee

☒ A check in the amount of the fee(s) is enclosed.

☐ Publication Fee

☐ Payment by credit card. Form PTO-2038 is attached.

☒ Advance Order - # of Copies 10

☒ The Commissioner is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-0311 (enclose an extra copy of this form).

Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature)

(Date)

Bruce P. Hyl June 25, 2003

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMIT THIS FORM WITH FEE(S)

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